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TO:	FROM:
Mail Stop Amendment	Katrina Logan
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USPTO	3/9/05 *
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
(703) 872-9306	33
PHONE NUMBER:	OUR PHONE NUMBER:
1-866-217-9197	(650) 325-4999
RE:	OUR FAX NUMBER:
Response to Notice of Non-Compliant Amendment	(650) 325-1203

☒ URGENT ☒ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

RE. Appl. No.: 09/821,565; Filed: 3/29/2001

Inventor: Ishikawa, Mark

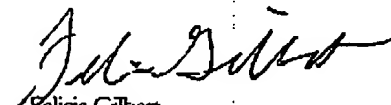
Title: System, Method and Apparatus for detecting, identifying and responding to fraudulent requests on a network

Our Docket No.: BAY-P005

To Whom It May Concern:

Please find the Amendment for the above referenced patent, resubmitted in response to the Notice of Non-Compliant Amendment with the mail date of 2/28/2005 (also included in this facsimile transmission).

Respectfully Submitted,


Felicia Gilbert
Office Manager

* Transmission sent 2nd time due to lack of signature
on fax cov sheet and Amendment Conclusion page.



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/821,565	03/29/2001	Mark M. Ishikawa	60123.803US01	5876
22877 7500 02/28/2005				
FERNANDEZ & ASSOCIATES LLP				
1047 EL CAMINO REAL				
SUITE 201				
MENLO PARK, CA 94025				
			EXAMINER	
			TRAN, TONGOC	
			ART UNIT	PAPER NUMBER
			2134	

DATE MAILED: 02/28/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

REC'D MAR 03 2005

DOCKETED
DATE 3/4/05
EC

PTO-90C (Rev. 10/03)



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09/821565

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Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 1-21-05 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☒ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☒ C. Other: Each section of an amend. must start on a separate sheet by itself, start "Remarks" on page by itself.
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other: _____
- ☒ 3. Amendments to the drawings: Must say "replacement sheet" on them and, marked up drawings must say "annotated marked-up drawings" on them.
- ☒ 4. Amendments to the claims:
- ☐ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☐ E. Other: _____

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opa/preconnotice/officeletter.pdf>.

If the non-compliant amendment is a PRELIMINARY AMENDMENT, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.

If the non-compliant amendment is a reply to a NON-FINAL OFFICE ACTION (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(e)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).

If the amendment is a reply to a FINAL REJECTION, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

Crystal Que
Legal Instruments Examiner (LIE)

571-272-1041
Telephone No.

Rev. 6/04

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Ishikawa, Mark

Attorney Docket No.: BAY-P005

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Serial No.: 09/821,565

Group Art Unit: 2134

MAR 09 2005

Filed: 03/29/2001

Examiner: Tongoc Tran

Title: System, Method and Apparatus for Detecting, Identifying and Responding to Fraudulent Requests on a Network

RESPONSE TO OFFICE ACTION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In Response to Office Action dated 10/20/2004, please amend this application as follows:

Amendments to Specification begin on page 2.

Claims in the listing of claims begin on page 3.

New corrected drawings as requested in the Office Action are being provided.

Remarks begin on page 11 of this paper.

Conclusion begins on page 26 of this paper.

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